



January 26, 2021

VIA ECF

Hon. Thomas J. McAvoy
Senior U.S. District Judge
Federal Building and U.S. Courthouse
15 Henry Street
Binghamton, NY 13901

Re: *United States v. Jacob Delaney*; 1:20-CR-335 (TJM)
Request to Seal Motion to Suppress and
All Supporting Materials

Dear Judge McAvoy:

We represent the Defendant, Jacob Delaney, in the above matter. Today the Defendant is filing with the Court a motion to suppress evidence obtained from the search of his premises. On December 17, 2020 this Court signed a Protective Order over certain discoverable materials in this case. *See* ECF Doc. No. 38. The entirety of our argument in the Memorandum of Law, the vast majority of the facts referenced in my Attorney Declaration and all but one exhibit (Ex. "A" the Indictment) attached to my Declaration is (or references information) covered by this Protective Order.

As a result, pursuant to that Order, Federal Rule of Criminal Procedure 49.1(e), Local Rule of Crime Procedure 49.2(b) and *Lugosch Co. v. Pyramid of Onondaga County*, 435 F.3d 110, 119-27, the Defendant moves to submit the entirety of his motion to suppress and all supporting exhibits under seal. Consistent with the Local Rules, copies of all the materials will be sent to your chambers and the Government by email.

I previously discussed this request with AUSA Alicia Suarez and the Government does not object to our request.

EDWARD J. O'CONNELL
1925-1939
SAMUEL E. ARONOWITZ
1925-1973
LEWIS A. ARONOWITZ
1951-1979

CORNELIUS D. MURRAY
STEPHEN R. COFFEY
JEFFREY J. SHERRIN
THOMAS J. DiNOVO
PAMELA A. NICHOLS
JEFFREY A. SIEGEL
DAVID R. ROSS
KURT E. BRATTEN
MICHAEL P. McDERMOTT
PETER A. PASTORE
KEVIN LAURILLIARD
KELLY J. MIKULLITZ
WILLIAM F. BERGLUND
ROBERT J. KOSHGARIAN
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HOLLY E. VEGAS*
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CONSULTING GROUP)

*NOT A MEMBER OF THE
LEGAL PRACTICE

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Thank you for your attention to this matter.

Very truly yours,

O'CONNELL AND ARONOWITZ

By:



Scott W. Iseman, Esq.

cc: All parties (ECF)

The Court, having reviewed the contents of the Defendant's Memorandum of Law in Support of his Motion to Suppress, the Attorney Declaration of Scott W. Iseman, Esq. and the Exhibits attached thereto, which the Defendant's attorney submitted for *in camera* review, ORDERS that the entirety of these documents be sealed for the reasons stated above.

SO ORDERED.

Hon. Thomas J. McAvoy
Senior U.S. District Judge

Dated: _____